

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

TI-31209

First named inventor: Madhukar Budagavi et al.

Application No.: 09/896,386

Art Unit: 2613

Filed: 06/29/2001

Examiner: TBD

Title: Network Video Method

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OFFICE OF PETITIONSAttention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (703) 872-9306NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in
the form of oath/declaration (identify type of reply):

- ☒ has been filed previously on 12 October 2004.
- ☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____.

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the
USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to
complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any
comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer,
U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED
FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
Signature5/6/2005
DateCarlton H. Hoel
Typed or printed name29,934
Registration Number, if applicablePO Box 655474, M/S 3999
Address972-917-4365
Telephone NumberDallas, TX 75265
AddressEnclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☒ Other: Declaration of Carlton H. Hoel

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.5-6-05
Date
Signature

Gracia Sansom

Typed or printed name of person signing certificate

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl.No.: 09/896,386
Applicant: Budagavi
Filed: June 29, 2001
TC/AU: 2613
Examiner: TBD

Confirmation No.: 9533

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MAY 06 2005

Docket: TI-31209
Cust.No.: 23494

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MAY 18 2005

Renewed Petition under 37 CFR §1.137(a)
and Petition under 37 CFR §1.137(b)

OFFICE OF PETITIONS

Mail Stop Petition
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Dismissal of petition mailed March 9, 2005, applicant hereby requests reconsideration of his petition under 37 CFR §1.137(a) filed 12 October 2004 or, in the alternative, hereby submits a petition under 37 CFR §1.137(b) (a separate Petition under 37 CFR §1.137(b) is enclosed).

With regard to the reconsideration of applicant's petition under 37 CFR §1.137(a):

(1) The reply required to the outstanding Office notice (submission of signed declaration in response to Notice to File Missing Parts) was included in the petition filed 12 October 2004 (originally faxed to the USPTO 8 March 2004).


(2) The petition fee is authorized in the accompanying Fee Transmittal.

(3) The statement of facts as to unavoidable abandonment was included in the petition, and the enclosed declaration of Carlton H. Hoel provides the evidence of non-receipt lacking in the petition.

(4) No terminal disclaimer is required pursuant to Rule 137(d).

Appl.No.: 09/896,386
Renewed Petition dated May 6, 2005
Response to Dismissal mailed March 9, 2005

Respectfully submitted,


Carlton H. Hoel
Reg. No. 29,934
Texas Instruments Incorporated
PO Box 655474, M/S 3999
Dallas, Texas 75265
972.917.4365

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl.No.: 09/896,386
Applicant: Budagavi
Filed: June 29, 2001
TC/AU: 2613
Examiner: TBD

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Cust.No.: 23494

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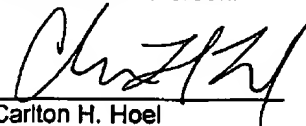
MAY 18 2005

DECLARATION OF CARLTON H. HOEL

OFFICE OF PETITIONS

I, Carlton H. Hoel, do hereby declare:

- (1) I am an attorney of record in the above-identified application (the "Application") and the attorney at Texas Instruments Incorporated ("TI") assigned to prosecute the Application.
- (2) In response to the Notice of Abandonment mailed 28 November 2003, I prepared a petition under 37 CFR §1.137(a) which was faxed to the USPTO on 8 March 2004 and refaxed on 12 October 2004.
- (3) The USPTO dismissed the Petition citing a failure to provide evidence such as a copy of a mail log. The dismissal was mailed 9 March 2005.
- (4) A copy of a printout of the record in the TI patent database relating to the Application is attached. If a Notice to File Missing Parts had been received from the USPTO, then an entry such as "Notice Of Missing Parts" would appear together with pertinent dates in the record relating to the Application. There is no such entry.
- (5) In view of the attached evidence and the facts stated in the petition under 37 CFR §1.137(a), the abandonment of the Application was unavoidable.
- (6) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Carlton H. Hoel

May 6, 2005

IPMaster (v1.6.1) - [SQLLEDB.1] d102.IPMaster - [Patent 78506 of 4]

File Edit Records Utilities Tools Help

Docket Number: T31209
Country: United States
Case Type: Regular
Relation Type: Original Filing
Filing Type: National
Filing Number:
Attorney: Hoel, Carlton H.
Agent:
Client/Division: SC MISC
Current Owner: Texas Instruments
Previous Owner:
Con/Div:
Network Video Method

Inventors Filing Data	Other Number Related Info	Related IDs More	Title Actions	Text Abstract	Joint Ownership Expenses	Attorney Notes External File		
Action		Atty Action Due Date	Atty Action	Response Due	Mail Date	PTD Complete Date	Assigned Atty	Action Notes
Drawings Required or Due					5/23/2001	6/29/2001	Hoel, Carlton H.	
Express mail Receipt			7/2/2001					
Application, Non-Provisional					6/29/2001	6/29/2001	Hoel, Carlton H.	
Publication not applicable								
Notice of abandonment						11/28/2003		
Petition to Reinstate					3/8/2004	3/8/2004	Hoel, Carlton H.	
Assignment					3/8/2004		Hoel, Carlton H.	
Letter					10/12/2004	10/12/2004	Hoel, Carlton H.	
Denied						3/9/2005		
Info Disc. Statement				9/29/2001	1/1/1930			
Abandon?				1/28/2004	1/1/1930			
Art Cite				4/7/2004	1/1/1930			
Renewed Petition				5/9/2005				
*								

Created: 6/29/2001 Updated: 3/22/2005 7:42:16 AM By: ENT\w0185

start 3 Microsoft ... IPMaster (v1.6.1) Microsoft Word 2 Microsoft ... Windows Task... 3 Internet E... 11:06 AM

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OFFICE OF PETITIONS

To: Technology Center 2600
Facsimile Number: 703-872-9306

Total Pages Sent: 7

From: Carlton H. Hoel
Texas Instruments Incorporated
Facsimile: 972-917-4418
Phone: 972-917-4365

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MAY 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Madhukar Budagavi
Serial No.: 09/896,386
Filed: 6/29/2001
Art Unit: 2613
Examiner: TBD
Docket No.: TI-31209
Conf. No.: 9533
Customer No.: 23494

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MAY 18 2005

OFFICE OF PETITIONS

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being transmitted by
facsimile to the U.S. Patent and Trademark Office at 703-872-9306 on
the date shown below:

Gracia Sansom
Gracia Sansom

5-6-05
Date

FACSIMILE COVER SHEET

<input checked="" type="checkbox"/> FACSIMILE COVER SHEET (1 SHEET)	AMENDMENT (# Pages)
<input type="checkbox"/> NEW APPLICATION	EOT (# Pages)
<input type="checkbox"/> DECLARATION	NOTICE OF APPEAL (# Pages)
<input type="checkbox"/> ASSIGNMENT	APPEAL (# Pages)
<input type="checkbox"/> FORMAL DRAWINGS	ISSUE FEE
<input type="checkbox"/> INFORMAL DRAWINGS	<input checked="" type="checkbox"/> Renewed Petition under 37 CFR 1.137(a) & (b)
<input type="checkbox"/> CONTINUATION APP'N	<input checked="" type="checkbox"/> Pet for Rev. of an App'n Abandoned
<input type="checkbox"/> DIVISIONAL APP'N	Unintentionally
NAME OF INVENTOR(S): Madhukar Budagavi	
TITLE OF INVENTION: Network Video Method	
TI FILE NO.: TI-31209	DEPOSIT ACCT. NO.: 20-0668
FAXED: 05/06/2005	
DUE: ---	
ATTY/SECY: CHH/gs	
RECEIPT DATE & SERIAL NO.: Serial No.: 09/896,386 Filing Date: 6/29/2001 Conf. No.: 9533	

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Texas Instruments Incorporated
PO Box 655474, M/S 3999
Dallas, TX 75265

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05/12/2005 DALLAS 09/896,386 200668 01 FC:1453 1500.00 DA

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FEE TRANSMITTAL For FY 2005

Effective 10/01/2003. Patent fees are subject to annual revision

Complete if Known

Application Number	09/896,386
Filing Date	6/29/2001
First Named Inventor	Madhukar Budagavi
Examiner Name	TBD
Art Unit	2613
Attorney Docket No.	TI-31209

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT **\$1500**

METHOD OF PAYMENT (Check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ Credit Card

☒ Deposit Account

Deposit Account Number **20-0668**

Deposit Account Name **Texas Instruments Incorporated**

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	

SUBTOTAL (1)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee below	Fee Paid
Independent Claims	-20 ** = 0 X	\$18	0
Multiple Dependent	-3 ** = 0 X	\$88	0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	**Reissue independent claims over original patent
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

\$0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fees Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 430	2252 215	Extension for reply within second month	
1253 980	2253 490	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for Oral Hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1500	2453 685	Petition to revive - unintentional	\$1500
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 490	2502 245	Design issue fee	
1503 660	2503 330	Plant issue Fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(b))	
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 780	2801 395	Request for Continuation Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$1500)

SUBMITTED BY

Name (Print/Type)	Carlton H. Hoel	Registration No. (Attorney/Agent)	29,934	Telephone	(972) 917-4365
Signature				Date	

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THE ADDRESS. SEND TO: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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